

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

THE NATIONAL ORGANIZATION FOR
MARRIAGE, INC.

Plaintiff,

v.

THE UNITED STATES OF AMERICA,

Defendant.

Civil Action No. 1:13cv1225-JCC-IDD

UNITED STATES OF AMERICA'S AMENDED EXHIBIT LIST

Pursuant to this Court's Order dated April 15, 2014, Dkt. 64, below is the United States of America's Amended Exhibit List. This list adds new exhibits 136 and 137. All other exhibits are identical to the government's initial exhibit list, Dkt. 59.

USA Exhibit Number	Production Bates Start	Production Bates End	Description
1	N/A	N/A	Declaration of Records Custodian -- HRC
2	HRC Documents0001	HRC Documents0019	Emails between K. Nix and M. Meisel
3	HRC Documents0009	HRC Documents0111	8/26/2013 NOM Email
4	MEISEL0015	MEISEL0015	Email from R. Koenig to M. Meisel
5	GOV-PROD-0000038	GOV-PROD-0000039	Online SEIN Audit Trail
6	GOV-PROD-0000044	GOV-PROD-0000046	IRS Printer Logs
7	GOV-PROD-0002704	GOV-PROD-0002769	IRM 3.20.13 dated 1/1/2011
8	GOV-PROD-0000586	GOV-PROD-0000586	Citrix Audit Log Screen Shot - Supplemental Information.pdf
9	GOV-PROD-0000587	GOV-PROD-0000587	Online SEIN Audit Trail for ZKNLB
10	GOV-PROD-0000588	GOV-PROD-0000590	ZKNLB Printer Usage by User
11	GOV-PROD-0000591	GOV-PROD-0000592	ZKNLB Printer Event Log

12	GOV-PROD-0000593	GOV-PROD-0000593	ZKNLB All logons
13	GOV-PROD-0000594	GOV-PROD-0000594	ZKNLB Print Events 1/21/2011
14	GOV-PROD-0000595	GOV-PROD-0000595	ZKNLB Print Events 1/21/2011 including page count
15	GOV-PROD-0000636	GOV-PROD-0000637	IRS 3893C letter
16	GOV-PROD-0000638	GOV-PROD-0000642	IRS 3983C letter macro
17	GOV-PROD-0000643	GOV-PROD-0000643	IRS Form 4506-A Volumes For 2009-2014
18	GOV-PROD-0000706	GOV-PROD-0000709	IDRS ENMOD for NOM
19	GOV-PROD-0000710	GOV-PROD-0000777	IRM 3.20.13 revision 1/1/2010
20	GOV-PROD-0000778	GOV-PROD-0000867	IRM 3.20.13 revision 1/1/2014
21	GOV-PROD-0001344	GOV-PROD-0001345	Online SEIN Audit Trail by Tax Year
22	GOV-PROD-0001571	GOV-PROD-0001576	12/12/2013 Memorandum from J. Archibald Submission Processing Programs Review
23	GOV-PROD-0001593	GOV-PROD-0001593	IRS Form 4506-A (March 2009)
24	GOV-PROD-0001595	GOV-PROD-0001596	Instructions for IRS Form 4506-A
25	GOV-PROD-0002121	GOV-PROD-0002121	Peters Training History 1 B&W
26	GOV-PROD-0002122	GOV-PROD-0002122	Peters Training History 2 B&W
27	GOV-PROD-0000218	GOV-PROD-0000218	Peters Training History 1
28	GOV-PROD-0000219	GOV-PROD-0000219	Peters Training History 2
29	GOV-PROD-0002024	GOV-PROD-0002029	NOM Blog - 12/31/2013
30	GOV-PROD-0002049	GOV-PROD-0002055	NOM Blog - 11/18/2013
31	GOV-PROD-0002056	GOV-PROD-0002062	NOM Blog - 10/3/2013
32	GOV-PROD-0002063	GOV-PROD-0002064	NOM Blog -12/6/13
33	GOV-PROD-0002065	GOV-PROD-0002068	10/9/2013 NY Post Article - To Break the IRS' Wall of Silence
34	GOV-PROD-0002069	GOV-PROD-0002069	Video List
35	GOV-PROD-0002080	GOV-PROD-0002080	NOMFacebook 6/5/2013
36	GOV-PROD-0002082	GOV-PROD-0002082	NOMFacebook 10/4/2013
37	GOV-PROD-0002083	GOV-PROD-0002083	NOMFacebook 5/11/2013
38	GOV-PROD-0002084	GOV-PROD-0002084	NOMFacebook 6/10/2013
39	GOV-PROD-0002086	GOV-PROD-0002086	NOMFacebook MillionDollarMatch

40	GOV-PROD-0002125	GOV-PROD-0002125	5081 Security Approval 2/9/2009
41	GOV-PROD-0002130	GOV-PROD-0002131	5081 Security Approval 2/11/2009
42	GOV-PROD-0002132	GOV-PROD-0002133	5081 Security Approval 2/11/2009 (2nd)
43	GOV-PROD-0002134	GOV-PROD-0002134	TEAM 6 CJE Training document
44	GOV-PROD-0002158	GOV-PROD-0002159	8/18/2010 Email Thread from C. Peek re: Form 4506-A
45	GOV-PROD-0002161	GOV-PROD-0002162	Email from D. Hamilton to W. Peters re: approval via 5081
46	GOV-PROD-0002163	GOV-PROD-0002163	1/19/2011 email from W. Peters to P. Riley re: media
47	GOV-PROD-0002164	GOV-PROD-0002165	1/19/2011 email exchange between W. Peters to P. Riley re: media
48	GOV-PROD-0002166	GOV-PROD-0002166	1/24/2011 email exchange between W. Peters to P. Riley re: media
49	GOV-PROD-0002167	GOV-PROD-0002167	2/28/2011 email from W. Peters to P. Riley re: media
50	GOV-PROD-0002168	GOV-PROD-0002168	3/2/2011 email from W. Peters to P. Riley re: media
51	GOV-PROD-0002169	GOV-PROD-0002170	3/2/2011 email exchange between W. Peters to P. Riley re: media
52	GOV-PROD-0002171	GOV-PROD-0002171	Computer screenshot
53	GOV-PROD-0002173	GOV-PROD-0002174	3/4/2011 email exchange between W. Peters to P. Riley re: media
54	GOV-PROD-0002175	GOV-PROD-0002177	3/4/2011 email exchange between W. Peters to P. Riley re: media
55	GOV-PROD-0002178	GOV-PROD-0002181	3/4/2011 email exchange between W. Peters to P. Riley re: media
56	GOV-PROD-0002339	GOV-PROD-0002348	NOM request for investigation
57	GOV-PROD-0002350	GOV-PROD-0002350	4/18/2012 email from S. Whitaker to D. Hamilton re: access to OL-SEIN
58	GOV-PROD-0002351	GOV-PROD-0002351	Excel spreadsheet attachment to GOV-PROD-0002350
59	GOV-PROD-0002390	GOV-PROD-0002394	IRS 3983C letter macro
60	GOV-PROD-0002403	GOV-PROD-0002434	Doc. re: Plain Talk About Ethics
61	GOV-PROD-0002446	GOV-PROD-0002447	6/17/2013 TEGE Quality Alert
62	GOV-PROD-0002449	GOV-PROD-0002454	SEIN Background and History
63	GOV-PROD-0002537	GOV-PROD-0002546	Online 5081 history report
64	GOV-PROD-0002477	GOV-PROD-0002481	W. Peters Time Entries
65	GOV-PROD-0002482	GOV-PROD-0002495	IRM 10.5.5 dated 8/26/2013

66	GOV-PROD-0002499	GOV-PROD-0002508	UNAX PowerPoint
67	GOV-PROD-0002509	GOV-PROD-0002532	UNAX PowerPoint (Extended)
68	GOV-PROD-0002091	GOV-PROD-0002091	W. Peters Performance Award 8/2009
69	GOV-PROD-0002092	GOV-PROD-0002092	W. Peters Performance Award 8/2010
70	GOV-PROD-0002093	GOV-PROD-0002093	W. Peters Performance Award 8/2010 (2nd)
71	GOV-PROD-0002094	GOV-PROD-0002094	W. Peters Performance Award 8/2010 (3rd)
72	GOV-PROD-0002095	GOV-PROD-0002095	W. Peters Performance Award 3/2010
73	GOV-PROD-0002533	GOV-PROD-0002536	1/26/2011 email thread from P. Riley to W. Peters re: media - request for nonprofit database waiver of fees
74	GOV-PROD-0002579	GOV-PROD-0002595	NOM Form 990 for 2007
75	GOV-PROD-0002596	GOV-PROD-0002632	NOM Amended Form 990 for 2008
76	GOV-PROD-0002633	GOV-PROD-0002664	NOM Original Form 990 for 2008
77	GOV-PROD-0002665	GOV-PROD-0002703	NOM Form 990 for 2009
78	GOV-PROD-0002547	GOV-PROD-0002547	ZKNLB Printer Log Spreadsheet, various dates from 1/21/2011 to 11/28/2011
79	GOV-PROD-0002548	GOV-PROD-0002550	ZKNLB Printer Logs, various dates from 1/21/2011 to 11/28/2011
80	NOM-01314	NOM-01314	5/15/2012 letter from California FPPC to B. Brown
81	NOM-01316	NOM-01322	Various letters relating to FPPC's investigation
82	NOM-01370	NOM-01375	6/28/2012 FPPC letter to Z. Kester and various responses
83	NOM-01428	NOM-01432	10/11/2013 NOM email to ActRight
84	NOM-01433	NOM-01437	10/4/2013 NOM email to ActRight
85	NOM-01443	NOM-01445	5/15/2013 NOM email to ActRight
86	NOM-01454	NOM-01456	5/21/2013 NOM email to ActRight
87	NOM-01475	NOM-01477	6/19/2013 NOM email to ActRight
88	NOM-01483	NOM-01486	6/5/2013 NOM email to ActRight
89	NOM-01516	NOM-01518	8/27/2013 NOM email to ActRight
90	NOM-01524	NOM-01526	9/30/2013 NOM email to ActRight
91	NOM-01633	NOM-01649	Eastman Invoices

92	NOM-01654	NOM-01790	ActRight Invoices (Redacted)
93	NOM-01791	NOM-01798	ActRight Expenses
94	NOM-01815	NOM-01822	6/4/2013 J. Eastman Testimony
95	NOM-01853	NOM-01934	5/17/2013 email from E. Ray to NOM re: IRS hits to date
96	NOM-02070	NOM-02070	7/24/2012 email thread from B. Duggan
97	NOM-02104	NOM-02105	7/29/2013 email from E. Ray re: media strategy
98	NOM-02110	NOM-02110	11/1/2013 email from E. Ray re: Susan Crabtree
99	NOM-02317	NOM-02317	7/27/2012 email from B. Duggan to B. Dunn (SFC)
100	NOM-02546	NOM-02547	12/19/2013 email from B. Duggan to House staffers re: USA's Answer
101	NOM-02558	NOM-02565	10/4/2013 email exchange between G. Norquist and B. Brown re: lawsuit
102	NOM-02590	NOM-02597	4/6/2012 email thread re: NOM demands federal investigation
103	NOM-02673	NOM-02675	6/11/2013 email from B. Brown to supporters
104	NOM-02722	NOM-02722	8/24/2013 email from B. Monge to B. Duggan and Fr. Anthony
105	NOM-02726	NOM-02729	9/27/2013 email re: Oversight Committee to Investigate NOM Donor List Leak
106	NOM-02774	NOM-02780	4/12/2012 email from B. Brown to NOMNews
107	NOM-02781	NOM-02799	Emails from NOM re: disclosure
108	NOM-03670	NOM-03676	8/16/2013 email from B. Duggan re: timing of lawsuit
109	NOM-03683	NOM-03684	9/29/2013 emails between E. Ray and B. Duggan
110	NOM-03685	NOM-03688	10/2/2013 emails from F. Schubert re: Draft NOM v. IRS Press Release
111	NOM-03692	NOM-03692	9/2013 email exchange re: IRS on Monday?
112	NOM-03700	NOM-03703	ActRight FPPC Invoices
113	GOV-PROD-0002770	GOV-PROD-0002771	Online 5081 Annual Recertification
114	GOV-PROD-0002772	GOV-PROD-0002777	On-Line SEIN User Guide
115	GOV-PROD-0002778	GOV-PROD-0002814	NOM Amended Form 990 for 2010
116	GOV-PROD-0002815	GOV-PROD-0002848	NOM Original Form 990 for 2010

117	GOV-PROD-0002849	GOV-PROD-0002884	NOM Form 990 for 2011
118	GOV-PROD-0002885	GOV-PROD-0002922	NOM Form 990 for 2012
119	Karger000001	Karger000001	Document enclosure cover letter
120	Karger000004	Karger000005	Karger Form 4506-As
121	Karger000089	Karger000089	Form 4506-A email
122	Karger000017	Karger000037	Karger 3983C letters
123	Karger000071	Karger000087	Karger 2007 NOM Form 990
124	Karger000327	Karger000356	Karger 2008 NOM Form 990
125	Karger000038	Karger000070	NOM 501(c)(4) Application
126	Karger000167	Karger000205	Karger FPPC Complaint (incl. Supp.)
127	Karger000124	Karger000124	FPPC May 28, 2012 Letter to Karger
128	Karger000123	Karger000123	FPPC Dec. 18, 2013 Letter to Karger
129	Karger000326	Karger000326	Supplemental document enclosure letter
130	N/A	N/A	Plaintiff's Oct. 3, 2013 Verified Complaint and all exhibits
131	N/A	N/A	Plaintiff's January 21, 2014 Discovery Responses to USA First Set of Discovery
132	N/A	N/A	Plaintiff's Feb. 12, 2014 Supplemental Discovery Responses to USA First Set of Discovery
133	N/A	N/A	Plaintiff's Mar. 11, 2014 Discovery Responses to USA Second Set of Discovery
134	N/A	N/A	Plaintiff's 26(a)(1) Disclosures dated 12/20/2013
135	N/A	N/A	Plaintiff's 26(a)(1) Supplemental Disclosures 2/21/2014
136	N/A	N/A	Plaintiff's Supplemental Response to Defendant's Second Set of Requests for Admission and Interrogatories to Plaintiff, dated 4/1/2014
137	NOM-04039	NOM-04064	Plaintiff's direct mail fundraising documents produced along with USA Exhibit 136

The United States reserves the right to introduce additional exhibits at trial for impeachment or rebuttal purposes, and to introduce any exhibits on Plaintiff's Exhibit List.

Date: April 17, 2014

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 17, 2014, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of electronic filing to the following:

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